IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY FIRST DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION No. 16172 of 1994

Between:

Fathe Mohammed, S/o. Mohd.Mastan,
R/o. H.No.19-3-631/2,MISSRI GUNJ, Hyderabad. .... PETITIONER

AND

The Municipal Corporation of Hyderabad, through it's Commissioner having Office at Tank Bund, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or a Writ particularly one in the nature of Writ of Mandamus declaring the Respondent has no jurisdiction or authority or power either to dispossess the petitioner or to demolish the structure bearing M.C.No.8-14-41, under Survey No.34/1 & 34/2, admeasuring 448.0 Sq.Yards situated at Bam Ruknuddowlah (V) and Rajanderanagar (M) & Municipality, R.R.Dist. bounded by: North : Neighbours South: 20' Wide road. East: Neighbours. West: 25' Road. without resorting to and without adopting any procedure known to law.

Counsel for the Petitioner : Mr.MOHD.OSMAN SHAHEED

Counsel for the Respondent : Mr.GHANTA RAMA RAO

The Court made the following :

ORDER :

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Learned counsel for the petitioner submits that no cause survives in this writ petition and it has become infructuous.

Recording the submissions made by the learned counsel for the petitioner, this Writ Petition is dismissed as having become infructuous. No costs.

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N.V.RAMANA,J

Date : 21.7.2004

DA/TVK

To

1. The Commissioner, Municipal Corporation of Hyderabad, having office at Tank Bund, Hyderabad.
2. Two CD copies.